GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Industries & Commerce Department – Considering M/s KIA Motors India (P) Ltd., (KMIPL) for Waiver of Penal Amount for Building Plans, Exemption of handing over of open space within their premises and internal Roads to the local body – Orders – Issued.

INDUSTRIES & COMMERCE (P&I) DEPARTMENT

G.O.MS.No. 92 Dated: 23-12-2020.

Read the following:

1. G.O.Ms.No.40, Industries & Commerce (P&I) Department. dated 08.03.2017.
2. G.O.Ms.No.56, Industries & Commerce (P&I) Department. dated 26.04.2017.
3. G.O.Ms.No.180 Municipal Administration & Urban Development (M) Department Dated:01.10.2020
4. From the Chief Administrative Officer, KIA Motors India (P) Ltd., Erramanchi, Penukonda (M), Anantapur district, Letter No. Nil, dated 01.08.2019 addressed to the Addl. Secy. to C.M.
5. From the Municipal Administration & Urban Development Department, eOffice File No: MAU01-TCP0RULS/5/2019-M, dated 13.12.2020.

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ORDER:

In the G.O 1st read above, Government have issued orders introducing "Ultra Mega Integrated Automobile Projects Policy for Backward Areas of A.P., duly approving certain incentives to Ultra Mega Integrated Automobile Projects and its Associates /Ancillaries.

2. In the G.O 2nd read above, Government have issued orders, extending certain incentives under "Backward Areas Ultra Mega Integrated Automobile Projects Policy and Industrial Development Policy 2015-20 to M/s KIA Motors Corporation (KMC) and its Associates and Vendors to set-up a car manufacturing facility Erramanchi & Gudipalli Villages, Ananthapuramu District., which include:

a. Town and Country Planning and Panchayat Raj Department to accord permission duly zoning the development area according to the needs of the Company in para 4.III.ix
b. "Agreed to recognize the unique automated manufacturing layout to cater to the just in time supply mechanism and undertake to review the same and provide an in-principle approval for building plan and other approvals."

3. In the reference 4th read above, the Chief Administrative Officer, KIA Motors India (P) Ltd. has requested to exempt KMI from the layout approvals and further from handing over area reserved for open spaces, internal roads etc. to the local body.

(P.T.O)

4. As per Rule 61(14) amended vide Government orders in the reference 3rd above "All roads and open spaces mentioned in this Rule shall be handed over to local body at free of cost through a registered gift deed in the format prescribed by the Government before issue of occupancy certificate. The society / association of Residents are responsible for utilizing, managing and maintaining the roads and open spaces. In case of any violation or encroachment, the local authority shall summarily demolish the encroachments." As per Rule 61(15) "In respect of industrial proposals of single industry, the applicants shall provide a minimum of 10% of the net site area for organized open space and submit an undertaking in the prescribed format that they will maintain the open space so provided intact for greenery and if any structure comes in that open space, the local authority can demolish that structure without any notice. This open space shall be provided maximum in two locations up to site area of 40,000 Sq.Mts (10 Acres) and for the sites beyond 10 acres, it can be allowed in more than two locations subject to condition that the extent shall not be less than 2,000 Sq.Mts at any location."

5. However, M/s.KMIPL has represented to the Government that (i) transfer of land in Project Site to the local body is difficult, (ii) local people cannot be allowed inside the Project, since confidentiality of the Project needs to be maintained and (iii) local Panchayats may not have sufficient resources to maintain the area as per requirement of Kia Motors India (P) Ltd., and finally requested the Government for exemption from layout rules i.e., handing over of open spaces and roads to local panchayat.

6. In the reference 5th read above, the Municipal Administration & Urban Development Department have requested the Industries Department to place the request of KIA motors before the cabinet, as being the administrative department for establishment of Industries and giving concessions.

7. Government after careful examination of the proposal hereby exempt KIA Motors India (P) Ltd., (KMIPL) from handing over open spaces of their Plant to local panchayats and to treat the entire Plant as Single Unit in terms of Rule 61(15) of A.P. Building Rules, 2017 duly considering the following.

i. Waiving of penal amount for having constructed the Building, as the Government in G.O.Ms.No.56, I&C Dept., dt:26.04.2017 have agreed to provide an in principle approval for Building plan subject to submission of Building Plans to the Competent Authority duly paying all categories of fees & charges and subject to fulfilling Building bye laws & Building Rules as required Under section 90A of APMR&UDA Act, 2016.
ii. Exemption of handing over of open space within their premises in terms of Rule 61(15) of A.P. Building Rules, 2017.
iii. Exemption in handing over of internal roads to the local body considering the security reason in terms of Rule 61(14) of A.P. Building Rules, 2017.

(P.T.O)

8. The Municipal Administration & Urban Development Department is requested to take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
SPECIAL CHIEF SECRETARY TO GOVERNMENT & CIP

To
The Municipal Administration & Urban Development Department
The Director of Industries, Andhra Pradesh, Muthyalampadu, Vijayawada.
The Chief Administrative Officer, KIA Motors India (P) Ltd., Erramanchi,
Penukonda (M), Anantapur district

Copy to:
The District Collector, Anantapuramu district.
The P.S. to Prl. Secretary to Chief Minister, AP.
The Private Secretary to the Minister (MA & UD).
The Private Secretary to the Minister (Ind. Com. IT & SD &TD).
The P.S. to Chief Secretary to Government, AP.
The P.S to Spl. C.S to Govt & CIP, Ind&.Com Dept.,
The General Administration (Cabinet-I) Department
(w.r.t. their U.O.No.226/2020, dt. 19.12.2020)
SF/SC.

// FORWARDED :: BY ORDER//

SECTION OFFICER